

Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence of
the Grand Jury and FILED in The U.S.
DISTRICT COURT at Seattle, Washington.

MAY 11 2006
BRUCE ATKIN, Clerk
By [Signature] Deputy

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

HENRY C. ROSENAU,
Defendant.

CR06 0157 MAP

NO.

INDICTMENT



06-CR-00157-INDI

The Grand Jury charges that:

COUNT 1

(Conspiracy to Import Marijuana)

Beginning at a time unknown, but within the last five (5) years, and continuing through on or about September 21, 2005, within the Western District of Washington, and elsewhere, HENRY C. ROSENAU did knowingly and intentionally conspire with others, known and unknown, to import into the United States from a place outside thereof, being Canada, marijuana, a substance controlled under Schedule I, Title 21, United States Code, Section 812.

The Grand Jury further alleges that this offense involved one hundred (100) kilograms or more of a mixture and substance containing marijuana.

All in violation of Title 21, United States Code, Sections 952, 960(a)(1),

1 960(b)(2)(G), and 963.

2 **COUNT 2**

3 (Conspiracy to Distribute Marijuana)

4 Beginning at a time unknown, but within the last five (5) years, and continuing
5 through on or about September 21, 2005, within the Western District of Washington, and
6 elsewhere, HENRY C. ROSENAU did knowingly and intentionally conspire with others,
7 known and unknown, to distribute marijuana, a substance controlled under Schedule I,
8 Title 21, United States Code, Section 812.

9 It is further alleged that this offense involved (100) kilograms or more of a mixture
10 and substance containing marijuana.

11 All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B),
12 and 846.

13 **COUNT 3**

14 (Possession of Marijuana With Intent to Distribute)

15 On or about September 21, 2005, within the Western District of Washington,
16 HENRY C. ROSENAU knowingly and intentionally aided, abetted, induced, and
17 willfully caused the possession with intent to distribute of marijuana, a substance
18 controlled under Schedule I, Title 21, United States Code, Section 812.

19 It is further alleged that this offense involved (100) kilograms or more of a mixture
20 and substance containing marijuana.

21 It is further alleged that this offense was committed during and in furtherance of
22 the conspiracy charged in Counts 1 and 2 above.

23 All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B),
24 and Title 18, United States Code, Section 2.

25 **FORFEITURE ALLEGATION**

26 Pursuant to Title 21, United States Code, Section 853, the Grand Jury alleges
27 that, as a result of the felony offenses listed above, punishable by imprisonment for
28 more than one year, the above named defendant shall forfeit to the United States of

1 America any and all interest in property, real or personal, constituting, or derived
2 from, and proceeds obtained, directly or indirectly, as the result of said criminal
3 offenses, and shall further forfeit any and all interest in property, real or personal, used
4 or intended to be used, in any manner or part to commit, and to facilitate the
5 commission of such felony offenses. If any of the forfeitable property, as a result of
6 any act or omission of the defendant cannot be located upon the exercise of due
7 diligence, has been transferred or sold to, or deposited with, a third person, has been
8 placed beyond the jurisdiction of the Court, has been substantially diminished in value,

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1 or has been commingled with other property which cannot be subdivided without
2 difficulty, it is the intent of the United States, pursuant to Title 21, United States Code,
3 Section 853(p), to seek the forfeiture of any property of the defendant, up to the value
4 of the forfeitable properties.

6 A TRUE BILL

7 DATED: *May 11, 2006*

10 Redacted Pursuant to Judicial Policy

11 FOREPERSON

13 *Jeffrey C. Sullivan*

14 ~~JOHN MCKAY~~

15 UNITED STATES ATTORNEY

16 *Douglas B. Whalley*

17 DOUGLAS B. WHALLEY

18 ASSISTANT UNITED STATES ATTORNEY

19 *RJF*

20 RONALD J. FRIEDMAN

21 ASSISTANT UNITED STATES ATTORNEY

22 *Susan M. Roe*

23 SUSAN M. ROE

24 ASSISTANT UNITED STATES ATTORNEY